



U.S. Department of Justice

*United States Attorney
Eastern District of New York*

GK/KCB/KTF/NG/SMF
F. #2018R01401

*271 Cadman Plaza East
Brooklyn, New York 11201*

March 31, 2025

By E-mail and ECF

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Counsel for Nicole Daedone

Counsel for Rachel Cherwitz

Re: United States v. Rachel Cherwitz and Nicole Daedone
Criminal Docket No. 23-146 (DG)

Dear Counsel:

Enclosed please find the government's discovery in accordance with Rule 16 of the Federal Rules of Criminal Procedure and pursuant to 26 U.S.C. § 6103(i)(4)(A)(ii). This discovery is being produced to you pursuant to the Protective Order in the above-captioned matter, entered on November 15, 2024. ECF Dkt. No. 207.

I. The Government's Discovery

A. Documents and Tangible Objects

- Tax records for the defendants Rachel Cherwitz and Nicole Daedone produced by the Internal Revenue Service ("IRS") pursuant to a judicial order, Bates numbered ONETASTE00273338-ONETASTE00274866.

The government renews its request for reciprocal discovery from the defendants. Please note that the defendants' obligations under Fed. R. Crim. P. 16(b) include identification of "all non-impeachment exhibits [the defendants] intend to use in their defense at trial, whether the exhibits will be introduced through a government witness or a

witness called by a Defendant.” United States v. Napout, No. 15-CR-252 (PKC), 2017 WL 6375729, at *7 (E.D.N.Y. Dec. 12, 2017); accord United States v. Smothers, No. 20-CR-213 (KAM), 2023 WL 348870, at *22 (E.D.N.Y. Jan. 20, 2023).

If you have any questions or requests regarding further discovery or a disposition of this matter, please do not hesitate to contact us.

Respectfully submitted,

JOHN J. DURHAM
United States Attorney

By: /s/
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cc: Clerk of the Court (DG) (by ECF) (without enclosures)